

**RULES
OF
TENNESSEE DEPARTMENT OF HEALTH
DIVISION OF SOLID WASTE MANAGEMENT - TENNESSEE SOLID
WASTE DISPOSAL CONTROL BOARD**

**CHAPTER 1200-1-10
ADMINISTRATIVE PROCEDURES**

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1200-1-10-.01 GENERAL.

- (1) Unless otherwise specified by regulation or circumstances dictate otherwise, Chapter 1360-4-1 of the Rules of the Tennessee Department of State Administrative Procedures Division are applicable to all contested cases arising under Tennessee Code Annotated Title 68, Chapter 211 and Title 68, Chapter 212.
 - (a) In cases in which an Order and/or Assessment has been issued and a petition for review has been filed by a named party, the commissioner shall be the petitioner and the party petitioning for review shall be the respondent.
 - (b) In cases in which a permit has been denied and the applicant requests a hearing regarding the denial, the applicant shall be the petitioner and the commissioner shall be the respondent.
 - (c) In cases in which a permit holder has contested a condition of a permit or the applicability of a fee, the permit holder shall be the petitioner and the commissioner shall be the respondent.

Authority: T.C.A. §§4-5-219, 68-211-117(b)(2), and 68-212-113(b). **Administrative History:** Original rule filed May 5, 1976; effective June 4, 1976. Amendment filed June 23, 2004; effective September 6, 2004.

1200-1-10-.02 THROUGH 1200-1-10-.22 RESERVED.

Authority: T.C.A. §§4-5-219, 68-211-117(b)(2), and 68-212-113(b). **Administrative History:** Original rule filed May 5, 1976; effective June 4, 1976. Amendment filed June 23, 2004; effective September 6, 2004.